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9 and

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18 Attorneys for Debtors and Debtors-in-Possession

19 **UNITED STATES BANKRUPTCY COURT**
 20 **DISTRICT OF NEVADA**

21 In re:

22 USA COMMERCIAL MORTGAGE COMPANY,

23 Debtor.

Case No. BK-S-06-10725 LBR

Case No. BK-S-06-10726 LBR

Case No. BK-S-06-10727 LBR

Case No. BK-S-06-10728 LBR

Case No. BK-S-06-10729 LBR

24 In re:

25 USA CAPITAL REALTY ADVISORS, LLC,

26 Debtor.

Chapter 11

27 In re:

28 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor.

Jointly Administered Under

Case No. BK-S-06-10725 LBR

29 In re:

30 USA CAPITAL FIRST TRUST DEED FUND, LLC,

31 Debtor.

32 In re:

33 USA SECURITIES, LLC,

34 Debtor.

35 Affects:

36 All Debtors
 37 USA Commercial Mortgage Company
 38 USA Securities, LLC
 39 USA Capital Realty Advisors, LLC
 40 USA Capital Diversified Trust Deed Fund, LLC
 41 USA First Trust Deed Fund, LLC

**DEBTORS' SUPPLEMENTAL
 RESPONSE TO JOINT MOTION OF
 COMMITTEES PURSUANT TO 11 U.S.C.
 § 105(a), 107(b) 1102(b)(3)(A) AND 1103(c),
 FOR NUNC PRO TUNC ORDER
 CLARIFYING REQUIREMENT TO
 PROVIDE ACCESS TO INFORMATION
 (AFFECTS ALL DEBTORS)**

42 Date: June 21, 2006

43 Time: 9:30 a.m.

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1 Debtors USA Commercial Mortgage Company, USA Securities, LLC, USA Capital Realty
 2 Advisors, LLC, USA Capital Diversified Trust Deed Fund, and USA Capital First Trust Deed
 3 Fund (collectively referred to as "Debtors"), by and through their counsel, hereby supplement their
 4 response to the Joint Motion of Committees Pursuant to 11 U.S.C. § 105(a), 107(b) 1102(b)(3)(A)
 5 and 1103(c), for Nunc Pro Tunc Order Clarifying Requirement to Provide Access to Information
 6 (the "Access to Information Motion") (docket no. 521, filed June 7, 2006).

7 The Debtors' position on the proper definition of "confidential information" for purposes of
 8 the Committees' motion for a confidentiality protocol would include:

9 "[I]nformation that constitutes proprietary information or trade secrets or contains
 10 non-public information concerning the Company's business operation, projections,
 11 analyses, compilations, studies prepared by the Company or its advisors" (taken from
 12 the ECC's proposed Confidentiality Agreement which we filed as an exhibit to
 13 Debtors' Supplemental Response (docket no. 643, filed 6/14/06) to the Committees'
 14 motion), but would also specifically include: **(1) real property appraisals prepared**
by Hilco and summaries of such appraisals (we will not disclose the actual
appraisals but only appraisal summaries, and we will disclose them only to
the Committees' Professionals, not to Committee members); (2) information or
documentation related to the Debtors' negotiations with borrowers regarding loans
serviced by the Company; (3) information or documentation related to the Debtors'
negotiations with the Committees regarding any plans of reorganization or other
sensitive case issues; and (4) information or documentation related to evaluating
and litigating potential causes of action on behalf of one or more of the Debtors'
estates.

24
 25 Nothing in the definition of Confidential Information or the order granting the Access to
 26 Information Motion should preclude the Debtors from withholding and protecting information and
 27 documentation that is protected by the attorney/client privilege (including but not limited to any
 28 applicable common-interest privilege) or the attorney work product doctrine.

CONCLUSION

Based on the foregoing, Debtors respectfully request that the Access to Information Motion be granted subject to the limitations set forth herein.

Respectfully submitted this 20th day of June, 2006

/s/ Lenard E. Schwartzer

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